

4-5900.040583

**DWYER, CONNELL AND LISBONA**

100 Passaic Avenue

Fairfield, New Jersey 07004

(973)276-1800

Attorneys for Defendants TOWNSHIP OF KEARNY, TOWNSHIP OF KEARNY  
POLICE DEPARTMENT, CHIEF OF POLICE OF THE TOWNSHIP OF KEARNY  
POLICE DEPARTMENT JOHN DOWIE, AND POLICE OFFICER JOSE RESUA

Plaintiff, : **UNITED STATES DISTRICT COURT**  
DAVID ANTHONY BESTONE : **DISTRICT OF NEW JERSEY**

vs.

Civil Action Number:  
09-1865 (SDW-MCA)  
(HUD-L-1109-09)

Defendants, :  
TOWNSHIP OF KEARNY, :  
TOWNSHIP OF KEARNY POLICE :  
DEPARTMENT, CHIEF OF POLICE :  
OF THE TOWNSHIP OF KEARNY : **VOLUNTARY STIPULATION OF**  
POLICE DEPARTMENT JOHN : **DISMISSAL, WITH PREJUDICE**  
DOWIE, CAPTAIN THOMAS :  
OSBORNE, POLICE OFFICER :  
PAUL BERSHEFSKI, POLICE :  
OFFICER JOSE RESUA, :  
POLICE OFFICER LOUIS :  
MORAN, POLICE OFFICER :  
JOHN DOE 1-10, and POLICE :  
OFFICER MINNIE MOE 1-10 :  
(fictitious entities :  
whose exact identities :  
are presently unknown to:  
Plaintiff) :

It is hereby stipulated and agreed that all claims asserted by  
Plaintiff **DAVID ANTHONY BESTONE** against Defendants **TOWNSHIP OF  
KEARNY, TOWNSHIP OF KEARNY POLICE DEPARTMENT, CHIEF OF POLICE OF  
THE TOWNSHIP OF KEARNY POLICE DEPARTMENT JOHN DOWIE, CAPTAIN  
THOMAS OSBORNE, POLICE OFFICER PAUL BERSHEFSKI, POLICE OFFICER  
JOSE RESUA, POLICE OFFICER LOUIS MORAN, POLICE OFFICER JOHN DOE  
1-10, and POLICE OFFICER MINNIE MOE 1-10 (fictitious entities**

whose exact identities are presently unknown to Plaintiff) are hereby voluntarily dismissed with prejudice and without attorney fees and costs as to all parties.

Dated: 11/10/09

DWYER, CONNELL AND LISBONA

By: 

WILLIAM T. CONNELL

Attorneys for Defendants  
TOWNSHIP OF KEARNY, TOWNSHIP  
OF KEARNY POLICE DEPARTMENT,  
CHIEF OF POLICE OF THE TOWNSHIP  
OF KEARNY POLICE DEPARTMENT  
JOHN DOWIE, AND POLICE OFFICER  
JOSE RESUA

POLLACK AND ROSEN, P.A.

By: 

DAVID J. MICHELSON

Attorney for Plaintiff

JOHN R. PARKER, LLC.

By: 

JOHN R. PARKER

Attorneys for Defendant  
POLICE OFFICER PAUL  
BERSHEFSKI

THE STONE LAW GROUP

By: 

MICHAEL JOHN STONE

Attorney for Defendant  
POLICE OFFICER LOUIS  
MORAN

GOLDEN, ROTHSCHILD, SPAGNOLA,  
LUNDELL, LEVITT AND BOYLAN

By: 

GARY S. SPAGNOLA

Attorneys for Defendant  
CAPTAIN THOMAS OSBORNE

SO ORDERED:

  
SUSAN D. WIGENTON, U.S.D.J.